AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE TITLE 17, ANIMALS, TO CLARIFY MEANING, BY AMENDING SECTIONS 17.05.010 AND 17.10.010.

WHEREAS, Anchorage Municipal Code Title 17 (Animals) has been determined by the Administration and the Animal Control Advisory Board (ACAB) to need modifications in order to further define control of animals and clarify types of control allowed in public places;

WHEREAS, the ACAB took public comment on the proposed ordinance on _____,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 17.05.010, Definitions, generally, is hereby amended by enacting the following definitions (other definitions in the section are not affected and therefore not set out):

17.05.010 – Definitions, generally.

The following words, terms and phrases and their other verb forms and tenses, when used in this title, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

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Control, in relation to an animal, means to simultaneously monitor, direct, and restrict an animal's movements and activities, in a humane manner, so as to prevent violations of this title. Specific types of control are defined as follows:

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1. Control by command means to control an animal by visual or audible commands, [OR A COMBINATION THEREOF, TO WHICH THE Animal responds promptly and accurately] A controlled animal off leash will return to its custodian at the time it has been called. The animal will not run after wildlife. The animal will not approach people. The animal will not run up to other animals; or
3. **Control by leash** means to control an animal by securely attaching a leash, [CHAIN] or an item which is physically capable of restraining the animal, [INCLUDING ELECTRONIC COLLAR,] to the animal which is in the secure possession of a person physically and mentally capable of monitoring, directing and restricting the animal’s movements and activities; or

6. **Control by Electronic Collar (e-collar)** The animal is trained to respond to a mild shock, vibration, or sound upon receiving a signal from a remote transmitter. A controlled animal must be within eyesight and within range of the e-collar. A controlled animal using an e-collar will return to its custodian at the time it has been called. A controlled animal will not run after wildlife. The animal will not approach other trail users. The animal will not run up to other animals.

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**(AO No. 2001-158(S-4), § 1, 1-1-03; AO No. 2004-86, § 1, 5-18-04; AO No. 2009-88, § 1, 9-10-09; AO No. 2013-142, § 1, 12-17-13; AO No. 2016-55, § 2, 6-7-16 ; AO No. 2017-87, § 1, 6-13-17; AO No. 2018-112, § 1, 1-15-19; AO No. 2019-91(S-1), § 1, 12-3-19)**

**Section 2.** Anchorage Municipal Code section 17.10.010, Animals in public places, is hereby amended to read as follows *(the remainder of the section is not affected and therefore not set out)*:

**17.10.010 Animals in public places.**

A. It is unlawful for any animal to be in a public place unless it is controlled by a leash, and in the control of a person competent to restrain the animal except:

1. Control of an animal by command is allowed if the animal is engaged in an activity that precludes it from accomplishing that activity if restrained, and the animal is in an area [NORMALLY ASSOCIATED WITH THAT ACTIVITY] consistent with the area’s intended use, and the activity is conducted in a manner that [MINIMIZES IMPACT WITH THE GENERAL PUBLIC] does not impact the general public. A leash per animal will be in possession of the custodian. Activities that are NOT allowed under control by command include: hiking, walking, biking and skiing;

2. A dog may be unconfined in areas sanctioned by the municipality as off leash dog areas. The owner or custodian of a dog, unconfined in an off leash dog area, must have a leash restraint immediately
available for the physical control of the dog and be physically capable of controlling the dog;

3. An animal, at shows and events, may be unconfined during the time of the demonstration in a manner which does not pose a threat to public health and safety or the safety of other animals;

4. An animal may be humanely attached in or to a vehicle in a public place, provided the animal may not:
   a. Be capable of removing or detaching itself from the vehicle;
   b. Be attached so as to fall, jump, be thrown from or dragged by the vehicle;
   c. Be exposed to prolonged inclement weather; or
   d. Pose a threat to public health and safety or the safety of other animals.

5. An animal may be humanely contained inside an attended or locked, fully enclosed container.

6. Control by e-collar means the collar is worn by the animal properly and the collar and remote controller are functional throughout the duration of its use. The animal must be within eyesight and within range of the e-collar. No more than 3 animals per custodian. A leash per animal will be in possession of the custodian. An animal on an e-collar conducts itself in a manner that does not impact the general public.

(AO No. 2001-158(S-4), § 1, 1-1-03)

PASSED AND APPROVED by the Anchorage Assembly this _____ day of __________________, 2022.

____________________________
Chair of the Assembly

ATTEST:

_____________________
Municipal Clerk

Items in brackets and capitalized are to be deleted, [REMOVE FROM CODE]

Items underlined are to be added to the code, Add to the code.

Required accompanying AM when finalized.